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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: 9/11/06 Signature: Joyce Krumpke
(Joyce A. Krumpke)

Docket No.: (AP8708)209565-84169
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jurgen Schonlau

Application No.: 09/194,631

Confirmation No.: 3425

Filed: November 30, 1998

Art Unit: N/A

For: PNEUMATIC BRAKE FORCE BOOSTER

Examiner: Not Yet Assigned

RENEWED PETITION UNDER 37 CFR 1.181

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for renewed petition under 37 CFR 1.181.

In the Decision on Petition dated July 11, 2006 (Exhibit A), the Petitions Attorney took the position that the showing of record is insufficient to warrant withdrawal of the holding of abandonment because the record indicates that the petitioner submitted a change of correspondence address with the US Patent and Trademark Office on June 7, 2001. The Petitions Attorney goes on to state that the practitioner must submit a statement indicating the date that the law firm changed their location from 1533 N. Woodward Ave., Suite 140, Bloomfield Hills, MI 48304 to 39533 Woodward Ave., Suite 140, Bloomfield Hills, MI 48304.

Although it is true that the undersigned submitted a CHANGE OF ATTORNEYS ADDRESS IN APPLICATION on June 7, 2001 (see Exhibit B), over two months prior to the June 7, 2001 submission (i.e. March 26, 2001), the undersigned submitted a CHANGE OF CORRESPONDENCE ADDRESS for all applications and issued patents associated with Customer 010291 (see attached Exhibit C). The March 26, 2001 submission included a disk containing a listing of each case effected by the changed. Exhibit D is a copy of page 3 from a

PALM printout which shows that as of April 11, 2001, Serial No. 09/194,631 was assigned to Customer No. 010291 according to the US Patent and Trademark Office's own records. Thus, at least as early as April 11, 2001, the US Patent and Trademark Office records confirm that the instant application was associated with Rader, Fishman & Grauer PLLC, 39533 Woodward Ave., Suite 140, Bloomfield Hills, MI 48304-0610.

In view of this, the undersigned submits that at least as early as April 11, 2001, the US Patent and Trademark Office had the "39533 Woodward Ave." address associated with the instant application and accordingly, there is no reason why the Office Action dated April 27, 2001 was sent to the old "1533 N. Woodward" address.

Please note that although it has no direct bearing on the facts at hand, a slight clarification of the facts is called for. There was never any change of "location" from 1533 N. Woodward Ave., Suite 140, Bloomfield Hills, MI 48304 to 39533 Woodward Ave., Suite 140, Bloomfield Hills, MI 48304. Rather, as outlined in the March 26, 2001 CHANGE OF CORRESPONDENCE ADDRESS (Exhibit C), the change of address was brought about by the Post Office reallocating addresses in the city of Bloomfield Hills, MI and was not prompted by relocating offices.

The undersigned submits that the evidence set forth in Exhibit D evidences that the change of address was of record within the US Patent and Trademark Office at least 16 days prior to the issuance of the Office Action dated April 27, 2001. Accordingly, the undersigned submits that a change of correspondence address with the US Patent and Trademark Office was timely submitted by the undersigned.

Application No. 09/194,631
Amendment dated
Reply to Office Action of July 11, 2006

Docket No.: 209565-84169

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-3145, under Order No. 209565-84169 from which the undersigned is authorized to draw.

Dated:

Respectfully submitted,

By


Joseph V. Coppola, Sr.

Registration No.: 33,373

HONIGMAN MILLER SCHWARTZ AND
COHN LLP

38500 Woodward Avenue
Suite 100

Bloomfield Hills, Michigan 48304-5048

(248) 566-8500

Attorney for Applicant



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

HONIGMAN MILLER SCHWARTZ & COHN LLP
38500 WOODWARD AVENUE
SUITE 100
BLOOMFIELD HILLS MI 48304-5048

COPY MAILED

JUL 11 2006 *cm*

OFFICE OF PETITIONS

In re Application of
Schonlau et al.
Application No. 09/194,631
Filed: November 30, 1998
Attorney Docket No. AP8708

DECISION ON PETITION

This is a decision on the petition filed on March 18, 2002, to withdraw the holding of abandonment. The petition was recently forwarded to the Office of Petitions for a decision on the merits. The undersigned immediately considered the petition upon its receipt in the Office. The Office sincerely apologizes for any inconvenience.

The application became abandoned for failure to reply timely to the nonfinal Office Action mailed on April 27, 2001, which set a three-month shortened statutory period for reply. In the absence of a timely filed response, the application became abandoned on July 28, 2001. A Notice of Abandonment was mailed on November 29, 2001.

In the present petition, petitioner requests that the Office withdraw the holding of abandonment due to non-receipt of the nonfinal Office Action mailed on April 27, 2001. The practitioner asserts that a search of the file jacket and docket records indicate that the nonfinal Office Action was not received. In support of the assertion, the practitioner submits the following: a copy of the file jacket for the subject application; a copy of pages 9-12 printed on May 15, 2001 of the electronic docket of the practitioner maintained by the law firm of Rader Fishman & Grauer; and, a copy of the practitioner's electronic docket as printed on June 1, 2001. The practitioner asserts that there is no entry for an Office Action for this application in the file jacket and docket records.

A review of the record indicates no irregularity in the mailing of the nonfinal Office Action, and in the absence of any irregularity in the mailing, there is a strong presumption that the nonfinal Office Action was properly mailed to the address of record, as it existed on April 27, 2001. This presumption may be overcome by a showing that the nonfinal Office Action was not in fact received. The showing required to establish non-receipt of an Office communication must include a statement from the practitioner, stating that the practitioner did not receive the Office communication and attesting to the fact that a

search of the file jacket and docket records indicates that the Office communication was not received. A copy of the docket record where the non-received Office communication would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement.¹ For example, if a three-month period for reply was set in the non-received Office action, a copy of the docket report showing all replies docketed for a date three months from the mail date of the non-received Office action must be submitted as documentary proof of non-receipt of the Office action.

The showing of record is insufficient to warrant withdrawal of the holding of abandonment at this time. Specifically, the record indicates that petitioner submitted a change of correspondence address with the USPTO on June 7, 2001. The practitioner must submit a statement indicating the date that the law firm changed their location from 1533 N. Woodward Avenue, Suite 140, Bloomfield, MI 48304 to 39533 Woodward Avenue, Suite 140, Bloomfield, MI 48304. The showing outlined in the petition would not be sufficient if there were circumstances that pointed to a conclusion that the practitioner did not receive the nonfinal Office Action because the practitioner did not timely submit a change of correspondence address with the USPTO.

The petition to withdraw the holding of abandonment is dismissed.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from the mail date of this decision. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.181." Extensions of time are permitted under 37 CFR 1.136(a). In the alternative, petitioner may file a petition under 37 CFR 1.137(b) to revive an unintentionally abandoned application.

Further correspondence with respect to this matter should be addressed as follows and to the attention of Senior Petitions Attorney Christina Tartera Donnell:

By mail: Mail Stop Petition
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

By FAX: (571) 273-8300
 Attn: Office of Petitions

By hand: Customer Service Window
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

¹ M.P.E.P. § 711.03(c); See Notice entitled "Withdrawing the Holding of Abandonment When Office Actions Are Not Received," 1156 O.G. 53 (November 16, 1993).

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-3211.

Christina T. Donnell

Christina Tartera Donnell
Senior Petitions Attorney
Office of Petitions

#10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Schonlau et al.

Serial No.: 09 / 194,631

Group No.:

Filed: 11/30/98

Examiner:

For: Pneumatic Brake Force Booster

Commissioner of Patents and Trademarks
Washington, D.C. 20231

CHANGE OF ATTORNEY'S ADDRESS IN APPLICATION

Please send all correspondence for this application as follows:

JOSEPH V. COPPOLA, SR.
RADER, FISHMAN & GRAUER PLLC
39533 WOODWARD AVENUE, SUITE 140
BLOOMFIELD HILLS MI 48304

FAX RECEIVED

JUN 07 2001

Group 3700

Please direct telephone calls to:

JOSEPH V. COPPOLA, SR.
(248) 594-0650

Reg.: 33373

Tel. No. (248) 594-0650

SIGNATURE OF ATTORNEY
Joseph V. Coppola, Sr.Type or print name of attorney
Rader, Fishman & Grauer PLLCP.O. Address
39533 Woodward Avenue, Suite 140
Bloomfield Hills MI 48304

CERTIFICATE OF MAILING (37 CFR 1.83)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patent and Trademarks, Washington, D.C. 20231.

Leslie M. Wang

Date: 6/7/2001

Type or print name of person mailing paper)

(Signature of person mailing paper)

(Change of Attorney's Address in Application [12-3])

<http://www.intelprop.com>
info@raderfishman.com

LAW OFFICES
RADER, FISHMAN & GRAUER
Professional Limited Liability Company
39533 Woodward Avenue
Suite 140
BLOOMFIELD HILLS, MICHIGAN 48304
TELEPHONE (248) 594-0600
FACSIMILE (248) 594-0610

Grand Rapids, Michigan
Washington, DC
Englewood, Colorado

INTELLECTUAL PROPERTY MATTERS

JOSEPH V. COPPOLA, SR.

(248) 594-0650
jvc@raderfishman.com

VIA HAND DELIVERY ONLY

March 26, 2001

Commissioner for Patents
Box CN
Washington, DC 20231

Re: Transmittal Cover Sheet For Change of Correspondence Address

Dear Sir:

Please recognize the following address:

Customer Number: 010291

as the correspondence address in the patent applications and issued patents listed in the attached printout. Also included herewith is a computer-readable diskette containing an electronic copy of the information set forth in the attached printout. The electronic copy has been formatted in the manner set forth in the notice entitled "Extension Of The Payer Number Practice (Through "Customer Numbers") To Matters Involving Pending Patent Applications" published in the Federal Register at 61 FR 54622, 54623-24 (October 21, 1996).

Please note that this change of address was not prompted by relocating our offices but rather was brought about by the Post Office reallocating addresses in the city of Bloomfield Hills, Michigan. Accordingly, we have been notified by the Post Office that any mail addressed to our former address will no longer be forwarded as of

May 1, 2001.

RADER, FISHMAN & GRAUER PLLC

Commissioner for Patents

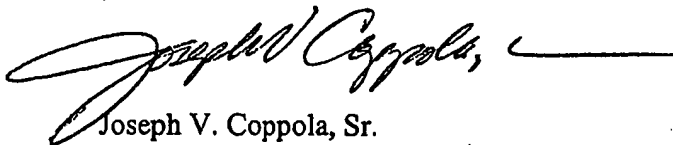
March 26, 2001

Page 2

In view of the May 1, 2001 deadline, it is imperative that this change of correspondence address request be implemented prior to May 1, 2001. Expedited prosecution of this request will be greatly appreciated.

Respectfully submitted,

RADER, FISHMAN & GRAUER PLLC

A handwritten signature in dark ink, appearing to read "Joseph V. Coppola, Sr.", followed by a horizontal line.

Joseph V. Coppola, Sr.
Reg. No. 33,373

Enclosures: Diskette and Printout

R0108452.DOC

RECEIVED
EBC CSC

2001 MAR 26 P 1:56

USPTO

RADER, FISHMAN & GRAUER PLLC

Lion Building
1233 20th Street N.W.,
Suite 501
Washington, DC 20036

Serial No. 010291 Filed: _____ Attorney: JVC/JFM
Applicant: Rader, Fishman & Grayner Docket No.: _____ Date Mailed: _____
Title: _____
☐ Courier ☐ First Class Mail ☐ Express Mail No. _____

The following was/were received in the U.S. Patent & Trademark Office Mail Room on the date stamped hereon:

12000-9

Filing Form for Application*
(in duplicate if charging deposit account).
Originating in the U.S.
National Phase under Chapter I
National Phase under Chapter II

Filing Form for Application*
(in duplicate if charging deposit account).
Provisional Application under 37 CFR 1.53(c)
Regular Application under 37 CFR 1.53(b)
CPA Application under 37 CFR 1.53(d)
Continuation Application under 37 CFR 1.53(b)
Divisional Application under 37 CFR 1.53(b)
Cont. In Part Application under 37 CFR 1.53(b)
Design
RCE
Other

***Patent Application including:**

_____ Pages Specification
 _____ Pages Claims (Claims 1 through _____)
 _____ Pages Abstract
 _____ Sheets of Drawings (Fig. 1 through _____ pages)
 _____ Declaration/Power of Attorney (_____ pages)

Declaration/Power of Attorney (pages)

Verified Stmt-Small Entity Status

Executed Power of Attorney

Priority Document(s) No. _____ & cover sheet

Assignment(s) & cover sheet

Request to Approve Drawing Change.

with **Sheets of Red-Line Drawings**

_____ Sheets Formal Drwgs w/Cover Sheet

Request for Refund

[illegible]

HAND CARRY to PK3 903
2231 Crystal Drive RM903

12000-999

Request for Corrected Filing Receipt
Completion of Filing Requirements
Request for Certificate of Correction
Request for Non-Publication
Request for Notice of Filing Cont./Div.
Request to Extend Patent Terms
Transmittal for Amendment (Response)
Petition for _____ Mo. Extension of Time
(in duplicate if charging deposit account)
Amendment (Response)
Preliminary Amendment (Response)
Response to Election Restriction Requirement
Information Disclosure Statement, with
Form(s) PTO-1449 (_____ sheets) and
copies of references

 Affidavit or Declaration under
37 CFR \$1,131 \$1,132

Notice of Appeal

Petition

Status Inquiry

Status Inquiry

Issue Fee Transmittal

_____ Separate post card(s)

Deposit Account Charges

Other: change of correspondence

Address due to U.S. Post

Service's Change of Address

2 Bloomfield Hills MI 48304

X LDISC containing a listing of each base to be changed

CUSTOMER NUMBER 10291 RUN DATE 04/11/01 CUSTOMER NUMBER ASSIGNMENTS TO PATENTS AND PENDING APPLICATIONS
RADER, FISHMAN & GRAUER PLLC
39533 WOODWARD AVENUE
SUITE 140
BLOOMFIELD HILLS MI 48304-0610

PAGE 3

APPLICATION NUMBER	PATENT NUMBER	FILING DATE	PATENT DATE	CORRESPONDENCE ADDRESS	PRACTITIONER OF RECORD	FEE ADDRESS
0915521		04/17/98	06/22/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 04/17/98 PALM DATE = 06/22/99						
09171899		10/28/98	05/06/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 10/28/98 PALM DATE = 05/06/99						
09180082		11/02/98	07/23/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 11/02/98 PALM DATE = 07/23/99						
09180165		11/03/98	03/01/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 11/03/98 PALM DATE = 03/01/99						
09180817		11/16/98	05/07/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 11/16/98 PALM DATE = 05/07/99						
09194857		12/03/98	03/18/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 12/03/98 PALM DATE = 03/18/99						
09194981		12/07/98	07/09/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 12/07/98 PALM DATE = 07/09/99						
09194278		11/23/98	07/09/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 11/23/98 PALM DATE = 07/09/99						
09194632		11/09/98	04/01/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 11/09/98 PALM DATE = 04/01/99						
09194631		11/30/98	08/27/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 11/30/98 PALM DATE = 08/27/99						
09202858		12/21/98	05/21/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 12/21/98 PALM DATE = 05/21/99						
09202860		12/21/98	07/30/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 12/21/98 PALM DATE = 07/30/99						
09202412		12/14/98	03/23/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 12/14/98 PALM DATE = 03/23/99						
09214351		12/31/98	10/21/99	YES	YES	YES
**** FILING DATE ERROR - EXCEL DATE = 12/31/98 PALM DATE = 10/21/99						